

REMARKS/ARGUMENTS

Applicant responds herein to the Office Action dated November 14, 2005.

The Examiner contends that application has not established its ownership interest in the subject patent for which reissue is being requested pursuant to 37 CFR §1.72(a).

Enclosed herewith is a copy of the Notice of Recordation and Assignment document for the application serial no. 09/875,129, now U.S. patent no. 6,485,351, for which the instant action requests reissue. Accordingly, withdrawal of the Examiner's objection is requestfully requested.

With this submission, applicant respectfully submits that the present reissue application is now in condition for allowance and such action is earnestly requested.

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on January 3, 2006

MAX MOSKOWITZ

Name of applicant, assignee or
Registered Representative

Signature

January 3, 2006

Date of Signature

Respectfully submitted,

MAX MOSKOWITZ

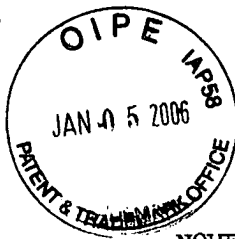
Registration No.: 30,576

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UNITED STATES DEPARTMENT OF COMMERCE
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NOVEMBER 02, 2001

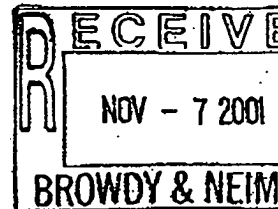
PTAS

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UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT



THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 08/24/2001

REEL/FRAME: 012120/0388
NUMBER OF PAGES: 2

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

BRUDER, PAUL HEINZ

DOC DATE: 05/02/2001

ASSIGNEE:

BRUDER SPIELWAREN GMBH + CO. KG
BERNBACHER STRASSE 96-98
D-90768 FURTH, FED REP GERMANY

SERIAL NUMBER: 09875129
PATENT NUMBER:

FILING DATE: 06/07/2001
ISSUE DATE:

TONYA LEE, EXAMINER
ASSIGNMENT DIVISION
OFFICE OF PUBLIC RECORDS

ASSIGNMENT

(1-5) Insert Name(s) of Inventor(s).

(1) Paul Heinz BRUDER

(2)

(3)

(4)

(5)

In consideration of the sum of one dollar (\$1.00) and other good and valuable considerations paid to each of the undersigned, the undersigned agree(s) to assign, and hereby does assign, transfer and set over to

(6) Insert name of Assignee

(6) BRUDER Spielwaren GmbH + Co. KG

(7) Insert address of Assignee

(7) Bernbacher Strasse 96-98, D-90768 Fürth - Germany

(hereinafter designated as the Assignee) the entire right, title and interest for the United States, its territories, dependencies and possessions, in the invention, and all applications for patent and any Letters Patent which may be granted therefor, known as

(8) Insert Identification of Invention, such as Title, Case Number or Foreign Application Number

(8) TOY GARBAGE TRANSPORTATION TRUCK

European Patent Appl. filed Jan. 26, 2001

Foreign 01101761.3
Application or
Case No.

for which the undersigned has (have) executed an application for patent in the United States of America

(9) Insert Date of Signing of Application

(9) on even date herewith

(10) Alternative Identification for filed applications

(10) U.S. application Serial Number
filed

1) The undersigned agree(s) to execute all papers necessary in connection with the application and any continuing or divisional or reissue applications thereof and also to execute separate assignments in connection with such applications as the Assignee may deem necessary or expedient or essential to its full protection and title in and to the invention hereby transferred.

2) The undersigned agree(s) to execute all papers necessary in connection with any interference which may be declared concerning this application or continuation or division or re-issue thereof and to cooperate with the Assignee in every way possible in obtaining evidence and going forward with such interference.

3) The undersigned agree(s) to perform all affirmative acts which may be necessary to obtain a grant of a valid United States patent to the Assignee.

4) The undersigned agree(s) to communicate to the Assignee or representatives thereof any facts known to me (us) respecting the invention and improvements thereof, and will, upon request, but without expense to me (us), testify in any legal proceedings regarding the invention.

5) The undersigned hereby authorize(s) and request(s) the Commissioner of Patents to issue any and all Letters Patents of the United States resulting from said application or any division or divisions or continuing applications thereof to the said Assignee, as Assignee of the entire interest, and hereby covenants that he has (they have) full right to convey the entire interest herein assigned, and that he has (they have) not executed and will not execute, any agreement in conflict herewith.

6) The undersigned hereby grant(s) the firm of Browdy and Neimark the power to insert on this assignment any further identification which may be necessary or desirable in order to comply with the rules of the United States Patent Office for recordation of this document.

7) This Assignment shall be binding upon my (our) heirs, executors, administrators, and/or assigns, and shall inure to the benefit of the heirs, executors, administrators, successors and/or assigns of the Assignee.

In witness whereof, executed by the undersigned on the date(s) opposite the undersigned name(s).

(1) Date 2nd May 01 Name of Inventor

Paul Heinz BRUDER

(2) Date Name of Inventor

(3) Date Name of Inventor

(4) Date Name of Inventor

(5) Date Name of Inventor

Date 2nd May 01 Witness

Date 2nd May 01 Witness

Helmuth ROHLEDERER, Schulstrasse 2 A, D-91180 Rohr - Germany
Heinz BRUDER, Hummelstrasse 11, D-90768 Fürth - Germany

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